



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

PUBLIC MEETING MINUTES:	Board of Pilot Commissioners
MEETING DATE AND TIME:	Monday, August 6, 2013 at 10:00 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
MINUTES APPROVED:	November 22, 2013

MEMBERS PRESENT

Joseph Morrissey, Professional Member
Bradford Schell, Professional Member
Mark Murphy, Public Member
David Brady, Public Member
Thomas Cook, Public Member

MEMBERS ABSENT

Richard Cordrey, Public Member
Stephen McGuinness, Professional Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Patricia Davis-Oliva, Deputy Attorney General
Theresa Newman, Administrative Specialist II

OTHERS PRESENT

Bruce Roger
Bill Lowe
David Cuff
James Hukill

CALL TO ORDER

Mr. Murphy called the meeting to order at 10:03 a.m.

NEW BUSINESS

Review of Compliance of Disciplinary Order

On July 15, 2013, the Board of River Pilots ordered the license of James Hukill be suspended. Mr. Hukill came before the board to petition to have his license reinstated. Mr. Hukill was represented by Bruce Rogers, Esquire. Ms. Davis-Oliva marked board exhibit #1 as a copy of the July 15, 2013 Order, which placed Mr. Hukill's license on suspension and licensee's exhibit #1 as correspondence from Mr. Rogers including a Petition for reinstatement/lifting of

suspension, an affidavit of Captain James Hukill, Captain Hukill's Soberlink records, Ship to Shore records, and the AA meeting attendance records.

Mr. Hukill testified to his use of the Soberlink device, and being compliant with the board's requirement. Mr. Hukill advised that the Promise Center recently had their electronic files compromised, in which he was not able to provide the board to any records from the rehabilitation center. He continues to keep in contact with Dr. Skipper and counselors from the center.

Mr. Hukill provided detailed information of his attendance to AA meetings, in which he has a sponsor and checks in with them regularly. The times Mr. Hukill was in Florida, he kept in contact with his sponsor via phone, which those dates were signed off on as well by his sponsor. Mr. Hukill testified, since his relapse that caused his license to be placed in a suspended status, he has been using additional resources to maintain sobriety.

Mr. Rogers requested to have the suspension of licensure of James Hukill lifted and placed retroactively to the date the request was originally submitted.

The board went into deliberation at 10:32 a.m. The board was convinced that Mr. Hukill has sustained his burden of demonstrating that he should be permitted to have his license reinstated.

A motion was made by Mr. Brady, seconded by Mr. Morrissey to re-instate the First Class River Pilot license of Mr. Hukill as of July 10, 2013 under the stipulation that Mr. Hukill is to abide by the order that was signed in May 2011. The motion was unanimously carried. Verbatim testimony was audio recorded.

Following public comment, a motion was made by Mr. Schell, seconded by Mr. Murphy, advising Mr. Hukill to complete 3 round trips with one ship to Philadelphia Harbor, routing the entire length of the river, and at least one ship to and from the Chesapeake and Delaware Canal. The motion was unanimously carried.

PUBLIC COMMENT

Mr. Lowe asked the commission for clarity of when the license of Mr. Hukill will be placed on an active status and how many refresher trips were required of Mr. Hukill. Mr. Brady advised it will be retroactive as of July 10th as requested.

ADJOURNMENT

A motion was made by Mr. Murphy, seconded by Mr. Morrissey, to adjourn the meeting. The motion unanimously carried. The meeting adjourned at 10:59 a.m.

NEXT MEETING

The next quarterly meeting will be September 20, 2013.

Respectfully submitted,



Theresa Newman
Administrative Specialist II